

PROCEEDINGS AGAINST ARTHUR LONGANO FOR
CONTEMPT OF THE SENATE

JANUARY 22 (legislative day, JANUARY 8), 1951.—Ordered to be printed

Mr. KEFAUVER, from the Special Committee To Investigate Organized
Crime in Interstate Commerce, submitted the following

REPORT

[To accompany S. Res. 46]

The Special Committee to Investigate Organized Crime in Interstate Commerce as created and authorized by the United States Senate by Senate Resolution 202, Eighty-first Congress, second session, caused to be issued a subpoena to Arthur Longano, 83 Franklin Street, Englewood, N. J. The said subpoena directed Arthur Longano to be and appear before the said committee forthwith at 9:30 o'clock a. m. at room 318, Senate Office Building, Washington, D. C., then and there to testify touching matters of inquiry committed to said committee and not to depart without leave of said committee. The date of the subpoena was the 11th day of September 1950. Attendance pursuant to said subpoena was had on December 13, 1950, at which time the witness appeared. The subpoena served upon said Arthur Longano is set forth as follows:

UNITED STATES OF AMERICA

CONGRESS OF THE UNITED STATES

To ARTHUR LONGANO, 83 Franklin Street, Englewood, N. J., Greeting:

Pursuant to lawful authority, you are hereby commanded to appear before the Senate Committee To Investigate Organized Crime in Interstate Commerce of the Senate of the United States, forthwith at 9:30 a. m., at their committee room 318, United States Senate Office Building, Washington, D. C., then and there to testify what you may know relative to the subject matters under consideration by said committee. To produce all books and records, including journals, ledgers, invoices, bank statements, canceled checks, check-book stubs, safety-deposit-box receipts, vouchers, accountants work papers, financial statements, payroll record credit reports, etc., 1940 to date, of all your business connections and activities.

Hereof fail not, as you will answer your default under the pains and penalties in such cases made and provided.

To Pat Murray or J. F. Elich to serve and return.

Given under my hand, by order of the committee, this 11th day of September, in the year of our Lord one thousand nine hundred and fifty.

ESTES KEFAUVER,

Chairman, Committee To Investigate Crime in Interstate Commerce.

The said subpoena was duly served as appears by the return made thereon by P. C. Murray, who was duly authorized to serve the said subpoena. The return of the service by the said P. C. Murray, being endorsed thereon is set forth as follows:

NOVEMBER 2, 1950.

I made service of the within subpoena by hand the within-named Arthur Longano, at courthouse, Hackensack, N. J., at 9:44 a. m., on the second day of November 1950.

P. C. MURRAY.

The said Arthur Longano pursuant to said subpoena and in compliance therewith appeared before the said committee to give such testimony as required by virtue of Senate Resolution 202, Eighty-first Congress, second session. Arthur Longano having appeared as a witness and having been asked questions, which questions were pertinent to the subject matter under inquiry, made answers as appeared in the records of the hearing on December 13, 1950, at Washington, D. C., which record is annexed hereto and made a part hereof and designated "Annex I."

As a result of said Arthur Longano's refusal to answer the questions pursuant to the said inquiry, as appears in the record annexed, consisting of pertinent excerpts from the testimony of that day, the committee was prevented from receiving testimony and evidence concerning the matter committed to said committee in accordance with the terms of said subpoena served upon this witness.

The committee was therefore deprived of answers to questions pursuant to the committee's inquiry propounded to Arthur Longano pertinent to the subject matter which under Senate Resolution 202, Eighty-first Congress, second session, the said committee was instructed to investigate, and the refusal of the witness to answer questions as set forth in annex I, is a violation of the subpoena under which the witness was directed to appear and answer pertinent questions to the subject under inquiry, and his persistent and illegal refusal to answer the aforesaid questions deprived the committee of necessary and pertinent testimony and places this witness in contempt of the United States Senate.

The subcommittee hearing at which said witness refused to answer said questions was duly authorized by a resolution of the said committee, as set forth below:

SPECIAL COMMITTEE TO INVESTIGATE ORGANIZED CRIME IN INTERSTATE
COMMERCE

MINUTES OF A COMMITTEE MEETING, SEPTEMBER 6, 1950

The committee held an executive session at 2 o'clock in room F-82 in the Capitol. There were present Senators Kefauver, Hunt, and Wiley. There were also present Rudolph Halley, chief counsel; Alfred Klein, assistant counsel; and Mr. Julius Cahn, administrative assistant to Senator Wiley.

It was duly resolved on motion made by Senator Hunt and seconded by Senator Wiley that the chairman be authorized at his discretion to appoint subcommittees of one or more Senators, of whom one member will be a quorum for the purpose of taking testimony and all other committee acts, to hold hearings at such time and places as the chairman might designate with reference to the committee's investi-

gations of organized crime in the vicinities of the cities of Chicago, St. Louis, Kansas City, Miami, Miami Beach, and Philadelphia, and in the States of New York and New Jersey.

ESTES KEFAUVER, *Chairman.*

After reviewing the testimony and other facts as set forth herein, the committee adopted a resolution, as set forth below:

SPECIAL COMMITTEE TO INVESTIGATE ORGANIZED CRIME IN INTERSTATE
COMMERCE

MINUTES OF A COMMITTEE MEETING, JANUARY 5, 1951

The committee met at 11:30 a. m., in room 457, Senate Office Building. There were present the chairman and Senators Tobey and Wiley.

The chairman presented to the committee the minutes of the committee meeting of September 6, 1950, together with a resolution made as of that date. The chairman stated to the committee that the chairman had designated a subcommittee to hear continued testimony in connection with organized crime in the city of Washington, D. C., pursuant to the resolution of September 6, 1950, the subcommittee consisting of Senators Hunt and Tobey.

The chairman then presented to the committee the minutes of said subcommittee meeting on December 13, 1950, held in room 457, United States Senate Office Building, Washington, D. C.

The chairman stated to the committee that the witness, Arthur Longano, repeatedly, consistently, and arbitrarily had refused to answer questions put to him through Senators Hunt's and Tobey's examination of said witness on December 13, 1950, and that his refusal therefore was improper and contemptuous.

The chairman presented to the committee a draft report on the entire matter for the committee's consideration and the committee duly adopted the said report and instructed the chairman to present said report to the United States Senate.

Therefore, upon motion of Senator Tobey, duly seconded by Senator Wiley, it was duly resolved that the committee present to the United States Senate, for its immediate action, a resolution requiring the United States attorney for the District of Columbia to proceed against the said Arthur Longano in the manner and form provided by law.

ESTES KEFAUVER, *Chairman.*

ANNEX I

INVESTIGATION OF ORGANIZED CRIME IN INTERSTATE
COMMERCE

UNITED STATES SENATE,
SPECIAL COMMITTEE TO INVESTIGATE
ORGANIZED CRIME IN INTERSTATE COMMERCE,
Washington, D. C., Wednesday, December 13, 1950.

The committee met, pursuant to adjournment, at 10:10 a. m. in room 457, Senate Office Building, Senator Estes Kefauver (chairman) presiding.

Present: Senators Kefauver and Tobey.

Also present: Rudolph Halley, chief counsel for the committee.

The CHAIRMAN. The committee will come to order.

Senator HUNT. Mr. Arthur Longano, will you please take the witness chair.

Do you swear the testimony you are about to give this committee will be the truth, the whole truth, and nothing but the truth?

Mr. LONGANO. I do.

Mr. SELSER. Mr. Chairman, may the record show that I represent also this witness in the proceedings in New York and New Jersey, and with regard to the current investigation I am informed is being conducted into his income-tax returns. And may the grounds which I have heretofore expressed with regard to the other witnesses for whom I have appeared be considered as having been repeated without the need for again repeating them verbatim?

Senator HUNT. The record will show your statement. The chairman understands it.

Mr. SELSER. Thank you, sir.

Senator HUNT. The witness may be seated.

- Mr. HALLEY. What is your full name, Mr. Longano?
Mr. LONGANO. Arthur Longano.
Mr. HALLEY. And where do you live?
Mr. LONGANO. 285 Windsor Road, Englewood, N. J.
Mr. HALLEY. Do you have any business?
Mr. LONGANO. No, I haven't.
Mr. HALLEY. When were you born?
Mr. LONGANO. February 2, 1904.
Mr. HALLEY. And where were you born?
Mr. LONGANO. West New York, N. J.
Mr. HALLEY. Have you lived in New Jersey ever since?
Mr. LONGANO. Yes, sir, I have.
Mr. HALLEY. And did you go to school?
Mr. LONGANO. I did.
Mr. HALLEY. How far did you go through school?
Mr. LONGANO. Sixth grade.
Mr. HALLEY. Have you ever been arrested?
Mr. LONGANO. I have a record.
Mr. HALLEY. Will you tell the committee whether you have ever been convicted?
Mr. LONGANO. I have.
Mr. HALLEY. And of what offenses have you been convicted?
Mr. LONGANO. Well, I have a very bad memory, and I think the Senator has my record there. I think it would be better if he read it out to me and I will answer it.
Mr. HALLEY. You were first convicted at the age of 18; were you not?
Mr. LONGANO. That is right.
Mr. HALLEY. And that was as a disorderly person?
Mr. LONGANO. Disorderly person?
Mr. HALLEY. Yes.
Mr. LONGANO. I think they got it mixed up.
Mr. HALLEY. What do you think it was? Maybe your memory is better than the record.
Mr. LONGANO. I don't remember.
Mr. HALLEY. The record is sometimes wrong, so give us your best recollection.
Mr. LONGANO. I think my first conviction was when I was 17 years, so I don't see how you got 18 there for disorderly person.
Mr. HALLEY. For what?
Mr. LONGANO. You said for disorderly person.
Mr. HALLEY. And what was it for?
Mr. LONGANO. Well, you have it there.
Mr. HALLEY. Please tell me. I am not playing games.
Mr. LONGANO. Highway robbery.
Mr. HALLEY. That is the answer. Is that the offense for which you were given 10 to 15 years; is that right?
Mr. LONGANO. That is right.
Mr. HALLEY. The record I have, shows an arrest before that, with a fine for being a disorderly person. Is it possible you have just forgotten that? Just a fine, you did not go to jail.
Mr. LONGANO. I must have forgotten it.
Mr. HALLEY. Then were you given 10 to 15 years the next year for highway robbery; is that right?
Mr. LONGANO. That is right.
Mr. HALLEY. How long did you serve?
Mr. LONGANO. I served 6 years, I think; 6 or 7 years; I am not sure.
Mr. HALLEY. And have you been convicted of any other offenses since then?
Mr. LONGANO. I have.
Mr. HALLEY. Were you convicted of carrying concealed weapons?
Mr. LONGANO. Yes.
Mr. HALLEY. And have you been convicted of liquor offenses?
Mr. LONGANO. Yes.
Mr. HALLEY. And I believe you have been arrested twice in New York on charges of carrying a gun; is that right?
Mr. LONGANO. In New York?
Mr. HALLEY. Yes.
Mr. LONGANO. No, sir.
Mr. HALLEY. Well, where was it?

Mr. LONGANO. It might have been Jersey, but never New York.

Mr. HALLEY. Did you on two occasions receive suspended sentences for carrying a gun?

Mr. LONGANO. Never.

Mr. HALLEY. Never?

Mr. LONGANO. Never received a suspended sentence.

Mr. HALLEY. Never received a suspended sentence?

Mr. LONGANO. No.

Mr. HALLEY. Well, did you go to jail for carrying a gun?

Mr. LONGANO. I did.

• Mr. HALLEY. When and where was that?

Mr. LONGANO. The Senator will save time if he gives me dates, and I will admit to them. I am not going to deny my record.

Mr. HALLEY. Please just believe that I have a reason for asking the questions the way I am doing it. Do the best you can, and nobody is trying to build a perjury rap against you on your record. Give us the approximate date, if you can.

Mr. LONGANO. Yes.

Mr. HALLEY. Was it about 1941?

Mr. LONGANO. Pardon me. I can't hear you.

Mr. HALLEY. Was it around 1941?

Mr. LONGANO. It could have been.

Mr. HALLEY. I mean 1931. I am sorry.

Mr. LONGANO. Thirty-one. It could have been around that time.

Mr. HALLEY. And another time in 1934?

Mr. LONGANO. It could have been, Senator.

Senator HUNT. Let me suggest to the witness, please don't be evasive in your answers. If you do know the answer, just simply say, "Yes, it was 1934," or, "It wasn't 1934, it was 1935."

Mr. SELSER. Senator, I don't think he is being evasive because he asked me if I had any idea of the year. I am certain you are going to find that this record of A. Longano is a different person, just as the record of Lynch is a different person. I already investigated the Lynch record and I know that is an entirely different Lynch.

Mr. HALLEY. We are in agreement that the highway robbery is your own record?

Mr. LONGANO. Yes.

Mr. SELSER. That is right. He was 17 when he was sent away for 15 years.

Senator TOBEY. Then, do I understand, Mr. Witness, that at 17 you were given this 15-year sentence, of which you served about 5 years, and it was after that that you were arrested on the charge of carrying a gun?

Mr. LONGANO. Yes.

Senator TOBEY. And was the gun used in the old highway robbery?

Mr. LONGANO. Yes.

Senator TOBEY. And this is no personal feeling. I am just asking to get the record clear. I am just asking for the record. Were you given one sentence for carrying the gun?

Mr. LONGANO. No; I think it was all in one.

Senator TOBEY. You were sentenced on the highway robbery to 10 to 15 years?

Mr. LONGANO. That is right.

Senator TOBEY. Subsequently you were arrested for carrying a gun; is that right?

Mr. LONGANO. That is right.

Senator TOBEY. What sentence was given there?

Mr. LONGANO. I was given a year in the county jail.

Mr. HALLEY. That is right. The record shows in 1933, 1 year for possession of firearms; is that right, Hudson County jail?

Mr. LONGANO. That is right.

Mr. HALLEY. We will take it offense by offense and tie it down that way.

In 1932 you were convicted for a prohibition violation, were you not?

Mr. LONGANO. That is right.

Mr. HALLEY. And you got a 4-month sentence?

Mr. LONGANO. Suspended.

Mr. HALLEY. Suspended?

Mr. LONGANO. With a fine.

Mr. HALLEY. And you were also accused of violating your parole at that time; is that right?

Mr. LONGANO. That is right.

Mr. HALLEY. Were you also given a suspended sentence on that charge, or did you get 4 months for that?

Mr. LONGANO. I think that all come under the Hudson County jail sentence. That all combined into one.

Mr. HALLEY. And for the whole thing you went to jail for 1 year?

Mr. LONGANO. That is right.

Mr. HALLEY. For having a revolver in your possession; is that right?

Mr. LONGANO. That is right.

Mr. HALLEY. Now, then, in 1934 you were convicted, were you not, in New York?

Mr. LONGANO. I was never convicted in New York.

Mr. HALLEY. Well, this may not be yours. I must say in fairness the 1934 conviction conceivably could—however, it is an FBI fingerprint record. It is under the name of Albert Latelli. Did you ever use that name?

Mr. LONGANO. I don't remember ever having used that name.

Mr. HALLEY. You never used that name?

Mr. LONGANO. I don't think I have.

Senator HUNT. The witness knows whether he has ever used that name or whether he has not used that name. Now, answer the question, yes you have, or no you have not. Let's get this record straight.

Mr. LONGANO. Will the Senator say what he said before that so I will understand this? He said something before that about Latelli.

Mr. HALLEY. The question is: Did you ever use the name Albert Latelli?

Mr. LONGANO. Didn't you connect that with something before that?

Mr. HALLEY. Yes. I was asking you if you had ever been convicted in New York in 1934.

Mr. LONGANO. No.

Mr. HALLEY. And then I pointed out to you that your FBI fingerprint record apparently shows such a conviction, however, under a name of Albert Latelli. I then asked you if you ever used the name Albert Latelli.

Mr. SELSER. May I ask you whether or not the record indicates that the record is supported by fingerprint records?

Mr. HALLEY. Yes.

Mr. SELSER. Usually returns indicate, and back in the thirties they were not properly supported by records.

Mr. HALLEY. There have been mistakes in the records. There is no question about that. We have not had a chance to check.

Mr. SELSER. The man says he never has been convicted in New York.

Mr. HALLEY. If he says so, on due consideration I believe the committee will accept his statement. It is easy enough to check. I want to get the facts.

Senator HUNT. Now the answer to the direct question: Were you ever known by the name of Albert Latelli? Did you ever use that name?

Mr. LONGANO. Where was this name supposed to be used?

Senator HUNT. Did you ever use it any place at any time? That is the question.

Mr. LONGANO. Well, I don't remember. I can't. Just my honest answer is I don't remember.

Senator TOBEY. Have you ever used any aliases?

Mr. LONGANO. I might have.

Senator TOBEY. What were they that you used?

Mr. LONGANO. I used the name of Devito.

Senator TOBEY. As a last name?

Mr. LONGANO. Or Laurie.

Senator TOBEY. Is that the first name or second?

Mr. LONGANO. Al.

Senator TOBEY. Allen?

Mr. LONGANO. Al Devito.

Senator TOBEY. And what is Laurie's first name?

Mr. LONGANO. Al Laurie. They are the only names I ever remember.

Senator TOBEY. Any other aliases?

Mr. LONGANO. That is all.

Mr. HALLEY. Haven't you ever been known to the New York police as Albert Latelli?

Mr. LONGANO. I don't think I have ever been in trouble in New York or any other places.

Mr. HALLEY. Well, you were arrested in Miami, Fla., this year, were you not?

Mr. LONGANO. Yes, I was.

Mr. HALLEY. January 19, 1950?

Mr. LONGANO. That is right.

Mr. HALLEY. What was that for?

Mr. LONGANO. Questioning on the Brink's robbery.

Mr. HALLEY. Connected with the Boston robbery?

Mr. LONGANO. Yes.

Mr. HALLEY. And were you discharged?

Mr. LONGANO. That is right. The FBI was satisfied.

Mr. HALLEY. What were you doing in Miami in January?

Mr. LONGANO. I went for a vacation.

Mr. HALLEY. Where did you stay?

Mr. LONGANO. I am trying to think of the hotel now. I just can't think of the name of the hotel, but it isn't that I don't want to tell the name of the hotel.

Mr. HALLEY. Was it on the beach?

Mr. LONGANO. Yes.

Mr. HALLEY. How long were you there?

Mr. LONGANO. In Hollywood?

Mr. HALLEY. How long were you there?

Mr. LONGANO. Well, I didn't stay long because after all the publicity I had and everything, I was disgusted and come back.

Mr. HALLEY. How long were you there?

Mr. LONGANO. Maybe a week, not even a week I don't think.

Mr. HALLEY. Was your name in the papers when you were arrested?

Mr. LONGANO. That is right.

Mr. HALLEY. Did you go down alone or was your family with you?

Mr. LONGANO. I just went down alone.

Mr. HALLEY. Was the General Trading Co. closed up when you were down there?

Mr. LONGANO. I refuse to answer. It might tend to incriminate me.

Senator HUNT. The vice chairman directs the witness to answer Yes" or "No."

Mr. LONGANO. I refuse to answer. It might tend to incriminate me.

Mr. HALLEY. The record shows that the General Trading Co. at Hasbrouck Heights closed its business on January 19, 1950. Was there any connection between your being arrested in Miami and the closing up of the General Trading Co.?

Mr. SELSER. May I object to the form of this question? How could he possibly know what was in the minds of those who made the arrest? This question calls for him to attempt to determine why he was arrested?

Mr. HALLEY. I think he can answer it. Why don't you let him try?

Mr. LONGANO. I refuse to answer. It might tend to incriminate me.

Senator HUNT. The acting chairman directs the witness to answer the question.

Mr. LONGANO. I refuse to answer on the advice of counsel.

Mr. HALLEY. Now, Mr. Longano, have you ever been in a legitimate business?

Mr. LONGANO. No, sir.

Mr. HALLEY. You have not?

Mr. LONGANO. No, sir.

Mr. HALLEY. What was the Cole Engineering Co., Lodi, N. J.?

Mr. LONGANO. I refuse to answer on the ground it might incriminate me.

Senator HUNT. The acting chairman directs the witness to answer the question.

Mr. LONGANO. I refuse to answer on the ground it might tend to incriminate me.

Mr. HALLEY. Were you ever in Charlie's Grill at Little Ferry, N. J.?

Mr. LONGANO. I was.

Mr. HALLEY. And what was the business of Charlie's Grill at Little Ferry, N. J.?

Mr. LONGANO. It was a restaurant.

Mr. HALLEY. Were you ever connected with it in any way?

Mr. LONGANO. I worked there.

Mr. HALLEY. In what capacity?

Mr. LONGANO. As assistant to Charles Koslow.

Mr. HALLEY. Was there any gambling at Charlie's Grill?

Mr. LONGANO. No.

Mr. HALLEY. Was there gambling in any building close to Charlie's Grill or connected with it in any way?

Mr. LONGANO. No.

Mr. HALLEY. At no time?

Mr. LONGANO. At no time.

Mr. HALLEY. Well, that was a legitimate job you had then, was it not?

Mr. LONGANO. That is right.

Mr. HALLEY. You should not be shy about that. Did you ever have any other legitimate job?

Mr. SELSER. He said——

Mr. HALLEY. He testified he never had a legitimate job.

Mr. SELSER. Not a business. These folks seem to think it is not a business unless they are bosses, not employees.

Mr. HALLEY. I will clarify that now. Thank you.

Have you ever had a legitimate job?

Mr. LONGANO. Off and on.

Mr. HALLEY. What were they?

Mr. LONGANO. I have been a salesman for a vegetable firm.

Mr. HALLEY. How long ago was that?

Mr. LONGANO. That was just recently. I had it for a while. It looked like a good thing. It looked like a good job and it didn't materialize.

Mr. HALLEY. You got no income out of it?

Mr. LONGANO. What?

Mr. HALLEY. You got no income out of it?

Mr. LONGANO. No, sir.

Mr. HALLEY. Looking at your own tax record from the year 1944 to date, I find the following sources of income listed. Would you state which, if any, are legitimate sources? Cole Engineering, Inc.?

Mr. LONGANO. I refuse to answer on the ground it may incriminate me.

Senator HUNT. The acting chairman directs the witness to answer the question.

Mr. LONGANO. I refuse to answer on the advice of counsel.

Mr. HALLEY. The second is called just "commission." Could you tell the committee what you mean by commission?

Mr. LONGANO. I refuse to answer on the advice of counsel.

Senator HUNT. The acting chairman directs the witness to answer the question.

Mr. LONGANO. I refuse to answer on the advice of counsel.

Mr. HALLEY. It is noted that in 1949 you reported a commission of \$7,750. Could you state what the source of that \$7,750 was?

Mr. LONGANO. Repeat that, please.

Mr. HALLEY. You reported commission in 1949 of \$7,750. Where did that money come from?

Mr. LONGANO. I refuse to answer on the advice of counsel.

Senator HUNT. The acting chairman directs the witness to answer the question.

Mr. LONGANO. I refuse to answer on the advice of counsel.

Mr. HALLEY. You do show income from Charlie's Grill. That was a legitimate job; is that right?

Mr. LONGANO. That is right.

Mr. HALLEY. And that was in the amount of \$3,136 in 1945; \$3,066 in 1946; \$3,125 in 1947, and \$2,496 in 1948. Is that right?

Mr. LONGANO. I refuse to answer on advice of counsel.

Senator TOBEY. What is the job he had at Charlie's?

Mr. HALLEY. He said he was assistant manager.

Senator TOBEY. A legitimate eating place, is it?

Mr. SELSER. Senator, his income-tax report is the subject of investigation, and I advise him not to testify to any matters shown on his income-tax reports at this time while this investigation is pending.

Senator TOBEY. Is that an excuse or a reason?

Mr. SELSER. That is a reason, sir, and in my judgment it is the effective reason, as it shall hereafter be determined.

Senator HUNT. The acting chairman directs the witness to answer the question.

Mr. LONGANO. I refuse to answer on the advice of counsel.

Mr. HALLEY. Mr. Longano, the next item of income is N. & T. Trading Co. Will you state what that was?

Mr. LONGANO. I refuse to answer on advice of counsel.

Senator TOBEY. Cannot you just tell us what it was?

Mr. LONGANO. I refuse to answer it. It might incriminate me.

Senator TOBEY. You mean it might incriminate you to tell us what the business was?

Mr. LONGANO. I refuse to answer on the advice of counsel.

Senator TOBEY. I do wish we had something to make you answer. I think it is an outrage to a committee of the Senate of the United States to have these witnesses come up here and play dumb and curl up and die before us and say, "We won't answer."

Who is running this country? If there is the power in this country I think there is, we will get the answers out of you somehow, in some way, and maybe with interest.

You come before us with a record of the hold-up game, getting money from criminal procedures, and being sentenced for carrying a gun, and when we try to uncover these things by asking civil questions, what do we get? What do we get? A dumb answer, refuse to answer, and won't tell us how you got \$30,000, what the business was at all.

I cannot understand the counsel's reasoning that just telling those would affect his test case before the Federal Government, and I do not believe it would. That is his opinion and he has a right to it.

Here is a committee trying to do a conscientious job, and someone is putting rocks on the track, and I am sick of it.

Mr. SELSER. I have already said that if this Senate will adopt a procedure which will permit the disclosure of the information for Senate use—my quarrel is not with the giving of the information but giving it under the program which is here set up, making it evidential to all persons who may seek to use it. Now if the Senate wants to set up a program which will give us the right to disclose this information to the Senate for its use, then please, sir, understand I shall cooperate with the Senate and not advise my client as I am advising him here in this proceeding under these conditions.

Senator HUNT. The Chair would say to the counsel that is not the way we do business, under the table, in the United States Senate.

Mr. SELSER. I am not asking—

Senator HUNT. What we do is open and above board for public information.

Mr. SELSER. I am not asking for anything under the table, I am asking for no favors, but I am refusing in public to discuss matters which in my judgment can be used against this witness. It amounts to compelling him to testify against himself.

Senator HUNT. The advice you are giving to your clients is preventing the Government of the United States from getting information that it is rightfully entitled to.

Mr. SELSER. And I am perfectly willing to see to it that the Government gets its information if it will be done in such manner that this man will not be subjected to these prosecutions.

Now I am not trying to defy the dignity of the Senate at all. I am as loyal a citizen as anybody who lives in this country today. So far as I am concerned, sir, I stand by my record of loyalty to the country.

Senator HUNT. The acting chairman of this committee would like to say that it is interference of counsel like yourself that is preventing the Government from getting a lot of this information, and it is also activity on the part of counsel that is responsible for the continuation of a lot of this gambling and crookedness throughout the United States.

Mr. SELSER. I am very sorry the Senator feels that way, but, of course, I suppose it would serve no purpose for us to exchange views. I am trying to do a job for which I am employed in the representation of my client, and I am doing it as best I can, sir.

My loyalty to my country I am willing to debate with anybody, any time, any place under the proper circumstances.

Senator HUNT. It is a question of ethics as I see the situation.

Senator TOBEY. Here is the State of New Jersey, a strong State and a fine State, which seems to be a hot bed of illegality going on in connection with these operations. Here is testimony that has gone into the record today that \$5,000,000 in 5 months was played within these joints.

We have had hearings in New York that covered New Jersey before. I cannot help wondering why the authorities in New Jersey do not watch these things a little more carefully, and where the men with criminal records are operating these places and getting an income of \$32,000, why they never at least raise their eyebrows to see the reason why. So the great mad game to get money, the great mad game to get rich goes on, and the law comes in disrepute and democracy is threatened, as I see it. And the young people growing up who see these things happening say, "What is the use of being straight?"

It is a pretty serious thing in all these things, and any State in this Union, and any city in this Nation that has got men in charge of the authorities that are right themselves and want to stop these things, they can stop them pronto. You know it and I know it.

We found it in California, a disreputable situation out there. Things went on in Los Angeles under a pro forma sheriff's office. We found it in connection with

politics in California, where a man named Samish rules like a law divine and has more power than the Governor has in some things, and dictates what bills can go through.

And in New Jersey gambling hordes are carrying on, ex-convicts making such money at 34 or 40 or 50 thousand dollars a year de novo and won't tell us where it came from, what the business is.

I again say that any sovereign State in this Nation can stop it tomorrow morning if they want to decide to do it, unless there is some collusion, some protection being paid along the line. That is what we ought to be uncovering in this country. We ought to be indicting some public officials, saying, "Why didn't you do it?" Let the American people once get mad enough and these things will happen, heads will drop, I tell you, and it's about time we did in this country. That is speaking from experience across the country.

Mr. SELSER. May I say to the Senator that it is my belief that persons more brilliant than I ever hope to be brought into being the fifth amendment to the Constitution.

Senator TOBEY. I am not arguing about the fifth amendment to the Constitution at all. There it stands. I am not speaking about that. I am speaking about the prevalence of gambling and crime across this country where officials who have no backbone any more than a chocolate eclair do not enforce a law and do not try to knock heads together and clean house. And I say we found it in California, we found it in New Jersey, we found it in Chicago. We are going to find it some other places before we get through.

Mr. SELSER. I am glad to hear that, sir; and I feel that—

Senator TOBEY. I don't want to forget Florida. I wouldn't slight Florida for the world. We will be there next week.

Mr. SELSER. I think the Senator has given me a sufficient public spanking and I am smarting under—

Senator TOBEY. I am not spanking you at all. All I am spanking is the apathy and indifference of the public and the inefficiency and lack of desire to enforce the laws of public officials. It has nothing to do with you, sir.

Mr. SELSER. I am sorry I made the remark.

Senator TOBEY. Don't you agree with me?

Mr. SELSER. Yes; I agree with you. As a matter of fact, I was as strong a crusader against these things in public office myself for a period of time, sufficiently long, and have advocated exactly the things you speak about.

Senator TOBEY. I shake hands with you across the table.

Mr. SELSER. But today, sir, I stand in the capacity—

Senator TOBEY. I know what your capacity is. I am not trying to discriminate against you at all. I was making observations about the specific ills in this country of ours.

Mr. SELSER. Let the Senate then set up a program—

Senator TOBEY. We are in it right now.

Mr. SELSER. By which I can give you the information you seek without violating a duty I owe to my clients, and you will have my cooperation. I resent very much the manner in which this thing is being done.

Senator TOBEY. What thing?

Mr. SELSER. This investigation here the last 2 days, which exposes before the public matters which the prosecutors themselves could not do.

This is the way I feel about it, sir, and I feel very keenly, not because I am getting a fair fee, but because I consider I am a member of an honored profession, duty-bound to perform duties under the ethics of that profession, and I am doing it.

Senator TOBEY. Now let me state to you in all kindness that you are making this storm yourself. I was not referring to you in any way, in any shape, or in any manner. All I said was indicting the supineness of public officials in enforcing laws across the country, and also on the part of the public of not getting mad about these things. And I made the statement, and I repeat it, and you join with me I think—

Mr. SELSER. Yes; I do.

Senator TOBEY. That any State or any Government or subdivision of government that wants to clean up these ills in the body politic can do it in 24 hours provided there is a desire to do it. There is law enough in this country to do it.

Mr. SELSER. I wish the noble State of New Jersey would put me in a position, from which I might exercise some of the powers that the proper officials have.

Senator HUNT. Counsel, you had power, did you not, when one of your clients was evading our subpoena?

Mr. SELSER. Beg your pardon?

Senator HUNT. I say you had some of that power when the previous witness, your client, was evading the subpoena?

Mr. SELSER. That client never evaded the subpoena, Senator.

Senator HUNT. We will not discuss it any further. That is your opinion he didn't.

Mr. SELSER. I know he didn't.

Senator HUNT. This is my opinion, and I know he did.

Mr. SELSER. May I finish my answer to the Senator who opened up an issue which to me is quite touchy?

Senator HUNT. We are all consuming too much time here in exploiting theories. We will proceed with the examination of the witness.

Go ahead, Mr. Halley.

Mr. HALLEY. Mr. Longano, is it not a fact that in the year 1948 you received income in the amount of \$30,821.50 from the N. & T. Trading Co.?

Mr. LONGANO. I refuse to answer on the advice of counsel.

Senator HUNT. The witness is directed to answer the question.

Mr. LONGANO. I refuse to answer on the advice of counsel.

Mr. HALLEY. Mr. Longano, your income tax returns also show income from the Pal Trading Co. What is the Pal Trading Co.? Is that a legitimate business?

Mr. LONGANO. I refuse to answer on the advice of counsel.

Senator HUNT. The witness is directed to answer the question.

Mr. LONGANO. I refuse to answer on advice of counsel.

Mr. HALLEY. How long have you known Longy Zwillman?

Mr. LONGANO. I know him.

Mr. HALLEY. How long?

Mr. LONGANO. I just know him to say hello to; that is all.

Mr. HALLEY. Have you ever worked for him?

Mr. LONGANO. Never.

Mr. HALLEY. Have you ever been associated with him in any business?

Mr. LONGANO. Never.

Mr. HALLEY. How long have you known Willie Moretti?

Mr. LONGANO. Oh, I know Willie 20 years or more.

Mr. HALLEY. Have you ever worked for him?

Mr. LONGANO. Never.

Mr. HALLEY. You have not been associated with him?

Mr. LONGANO. No.

Mr. HALLEY. He testified, I believe, he took a trip West with you.

Mr. LONGANO. That is right.

Mr. HALLEY. When was that?

Mr. LONGANO. When he went to California when he was sick. I just don't know the exact date.

Mr. HALLEY. A few years ago?

Mr. LONGANO. Yes.

Mr. HALLEY. Who went on that trip?

Mr. LONGANO. Who was on that trip?

Mr. HALLEY. Yes.

Mr. LONGANO. Myself and him.

Mr. HALLEY. Did you go by automobile or by some other means?

Mr. LONGANO. We went by train.

Mr. HALLEY. Went by train?

Mr. LONGANO. Yes.

Mr. HALLEY. Did you pay your own expenses, or did he pay yours?

Mr. LONGANO. Well, I guess we both.

Mr. HALLEY. What do you mean? Did he pay some of your expenses?

Mr. LONGANO. That is right.

Mr. HALLEY. Did you pay any of his expenses?

Mr. LONGANO. No; I don't think so.

Mr. HALLEY. Where did you stop on your way to California, at what places?

Mr. LONGANO. I think at a home—I know a home the Two Black Crows had up there, the Two Black Crows rented it out. I think they call it that on the radio or something

Senator TOBEY. Moran and something?

Mr. HALLEY. Moran and Mack.

Senator TOBEY. They were good, too.

Mr. LONGANO. It was their estate. It was in Newhawk, Calif.

Mr. HALLEY. Newhawk, Calif.?

Mr. LONGANO. That is right.

Mr. HALLEY. Did you make any stops before you got to California?
Mr. LONGANO. No.
Mr. HALLEY. You didn't stop anywhere?
Mr. LONGANO. No.
Mr. HALLEY. Did you make any stops on the way back?
Mr. LONGANO. No.
Mr. HALLEY. You just went straight out and came straight back?
Mr. LONGANO. I come back myself.
Mr. HALLEY. Did Willie stay there?
Mr. LONGANO. That is right.
Mr. HALLEY. How long did you stay before you came back?
Mr. LONGANO. About a month, I guess it was.
Mr. HALLEY. Did you just vacation in California?
Mr. LONGANO. I rubbed him. You know his legs needed rubbing, and I used to rub for him.
Mr. HALLEY. You acted as sort of a trainer?
Mr. LONGANO. Sort of a masseur.
Mr. HALLEY. You were not the bodyguard, were you?
Mr. LONGANO. No, sir.
Mr. HALLEY. Did you make any stops yourself on the way back?
Mr. LONGANO. No, sir.
Mr. HALLEY. Whom did you meet while you were out in California? Did you meet Jack Dragna?
Mr. LONGANO. I don't think so.
Mr. HALLEY. You did not?
Mr. LONGANO. No.
Mr. HALLEY. Did you meet John Fischetti?
Mr. LONGANO. No, sir.
Mr. HALLEY. Have you ever met either of those two?
Mr. LONGANO. I might have seen Jack Dragna, not for sure. I don't remember names or faces.
Mr. HALLEY. You don't recall actually meeting him; is that right?
Mr. LONGANO. No.
Mr. HALLEY. Do you know Mo Mo Adamo?
Mr. LONGANO. No, sir; don't know him.
Mr. HALLEY. Did you meet Joe Sica?
Mr. LONGANO. No, sir.
Mr. HALLEY. Do you know Joe Sica?
Mr. LONGANO. I don't think so.
Mr. HALLEY. Do you know Vincent Mangano?
Mr. LONGANO. No, sir.
Mr. HALLEY. Of New York?
Mr. LONGANO. No, sir.
Mr. HALLEY. Do you know Joseph Profaci?
Mr. LONGANO. No, sir.
Mr. HALLEY. Do you know Vito Genovese?
Mr. LONGANO. I think I met him once. I am not sure.
Mr. HALLEY. Where did you meet him?
Mr. LONGANO. I think at a wedding.
Mr. HALLEY. At Willie Moretti's daughter's wedding?
Mr. LONGANO. I think so.
Mr. HALLEY. Do you know Albert Anastasia?
Mr. LONGANO. Yes; I know Albert.
Mr. HALLEY. You do?
Mr. LONGANO. Yes.
Mr. HALLEY. How long have you known him?
Mr. LONGANO. Not long.
Mr. HALLEY. Do you know Little Augie Pisano?
Mr. LONGANO. Not to talk to.
Mr. HALLEY. Have you met him?
Mr. LONGANO. What?
Mr. HALLEY. You have met him?
Mr. LONGANO. I have met him.
Mr. HALLEY. Do you know Salvatore Moretti?
Mr. LONGANO. I do.
Mr. HALLEY. Do you know Jerry Catena?
Mr. LONGANO. I do.

Mr. HALLEY. Do you know Ralph Conte?

Mr. LONGANO. No.

Mr. HALLEY. Do you know Joe Adonis?

Mr. LONGANO. I know Joe.

Mr. HALLEY. You know Joe?

Mr. LONGANO. Yes.

Mr. HALLEY. How long have you known Joe?

Mr. LONGANO. Maybe, I should say, about 8 years, 8 or 9 years.

Mr. HALLEY. Do you know Joe Massei?

Mr. LONGANO. No.

Mr. HALLEY. Do you know Rocco Fascchetti?

Mr. LONGANO. No.

Mr. HALLEY. Do you know Frank Milano?

Mr. LONGANO. No.

Mr. HALLEY. Frank Costello?

Mr. LONGANO. Yes.

Mr. HALLEY. How long have you known Frank Costello?

Mr. LONGANO. I think I was introduced to him at the wedding.

Mr. HALLEY. Do you know Charley Binaggio?

Mr. LONGANO. No.

Mr. HALLEY. Did you ever meet him?

Mr. LONGANO. No.

Mr. HALLEY. Do you own an automobile?

Mr. LONGANO. Yes.

Mr. HALLEY. What kind?

Mr. LONGANO. Cadillac.

Mr. HALLEY. What model and what year?

Mr. LONGANO. Forty-eight.

Mr. HALLEY. Forty-eight?

Mr. LONGANO. Yes.

Mr. HALLEY. What model?

Mr. LONGANO. Sedan.

Mr. HALLEY. Does your wife own an automobile?

Mr. LONGANO. She uses that.

Mr. HALLEY. She uses that?

Mr. LONGANO. Yes.

Mr. HALLEY. Do you have any other automobile?

Mr. LONGANO. No, sir.

Mr. HALLEY. Have you ever used any other Cadillacs that do not belong to you?

Mr. LONGANO. Yes.

Mr. HALLEY. Whose cars do you use?

Mr. LONGANO. I have a friend in the City Motors that have cars there I borrow once in a while.

Mr. HALLEY. Gus Piscale?

Mr. LONGANO. Yes.

Mr. HALLEY. Does he sometimes lend you a green Cadillac convertible?

Mr. LONGANO. That is right.

Mr. HALLEY. Any other Cadillac?

Mr. LONGANO. Yes; they have a Cadillac on the lot there I use a lot.

Mr. HALLEY. What kind is that?

Mr. LONGANO. Cadillac Fleetwood.

Mr. HALLEY. Fleetwood?

Mr. LONGANO. Yes.

Mr. HALLEY. Those two are both 1950's, are they not?

Mr. LONGANO. No; I don't think so. Yes; I think one is a '50, and the other is a '46 or something.

Mr. HALLEY. Forty-six?

Mr. LONGANO. Yes; '46 I guess it is.

Mr. HALLEY. Did you ever use James Cospido's Cadillac?

Mr. LONGANO. Yes, sir.

Mr. HALLEY. I have been wondering why, if you care to say, you have need to borrow those automobiles when you own one of your own?

Mr. LONGANO. Well, my wife is very sickly and I don't want to leave her without a car, and I leave the car with her most of the time.

Mr. HALLEY. I do not think I have any other questions.

Senator HUNT. Senator Tobey?

Senator TOBEY. No questions.

Senator HUNT. The witness is excused.

Mr. SELSER. May I address myself to Mr. Halley?

Senator TOREY. Just a minute. May I say for the record that in my denunciation of different communities into which we have gone and visited and which have showed up rather unfavorably, with criminal interests surrounding them, and lack of proper enforcement of law, I would not want to forget anyone. I mention the situation in St. Louis and Kansas City, which I visited.

Mr. SELSER. If I may with the Senator's permission address Mr. Halley, I should like to purchase from the stenographer a complete record of the proceedings which have been had yesterday and today.

Mr. HALLEY. They are open hearings and the record is available to anybody that wants to buy them.

Mr. SELSER. I had assumed that was so, and may I here and now leave my order with the stenographer for a copy of the record.

Mr. HALLEY. There is no restriction whatsoever on the purchase of the record of open hearings.

Mr. SELSER. I do not intend to return, and I thought I might impose on the good nature of Mr. Halley.

Mr. HALLEY. Just make your arrangements with the stenographer.

Senator HUNT. I might say to the witness he understands he is still under subpoena.

Mr. SELSER. They all do, and that applies equally to Lynch. He understands his subpoena continues.

Senator HUNT. The next witness will be heard in executive session, so we will need to promptly clear the room, please.

(Whereupon, the committee proceeded into executive session, at 4 p. m.)

